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PART-IIA

GOVERNMENT OF MEGHALAYA ORDERS BY THE GOVERNOR

NOTIFICATIONS

The 8th July, 2015.

No.AGRI (E)119/2002/32.—The terms and conditions of deputation of Smti. Ba-ithiang Mukhim, Agricultural Marketing Inspector, Mawiong Market Committee, are as follows :-

Terms & Conditions

1. Period of deputation	One year with effect from the date of joining in the first instance with deputation duty allowance.
2. Pay.	During the period of deputation, the Officer will be entitled to draw his own grade pay and allowances as admissible under the State Govt. Rules plus deputation (duty) allowance as laid down in the O.M.No.FEG-74/92 /365, dt.17 th Augt,2010 and Corrigendum No.FEG.74/72 /367, dt.3 rd Sept.2010.
3. Dearness Allowances etc.	The Officer will be entitled to the dearness allowances under the rules of his parent Government or under the rules of the Foreign Employer /borrowing Government according to his option to retain his scale of pay under the parent Government or he draws pay in the scale of pay attached to the post under the Foreign Employer/ borrowing Government.
4. Joining time T.A/D.A.	The Officer will be entitled to joining time and T.A./D.A. both on joining the post of deputation and on reversion there from to the parent Government under the rules of the Foreign Employer. The expenditure for the purpose will be borne by the Foreign Employer. T.A./D.A. for journeys performed on tour in connection with the work

of the foreign employer will be paid by and under the rules of the foreign employer (incase of deputation to other State Government including Government of India joining time pay and T.A. will be regulated as per provision laid down in Appendix 3-B of Account Code Vol.I).

5. Leave Salary of Pension Contribution.

The Foreign Employer will be liable to pay the leave Salary and pension contribution according to the rate in force from time to time. Regarding payment of leave salary, the procedure laid down in O.M.No.FEG. 74/72/114, dt.4.11.75 shall apply. (In case of deputation to other Governments including Government of India, General Principles as laid down in Account Code Vol.I shall apply).

6. Leave Salary during Disability Leave.

- The Foreign Employer will be liable to pay the leave salary in respect of any disability incurred in and through service under the Foreign Employer even if such disability manifests itself after the termination of the service under the Foreign Employer.

7. Pension or Contribution Provident Fund.

- The Officer will not be allowed to join any pension or contributory Provident Fund scheme.

8. Medical facilities

- The foreign employer/borrowing Government will provide the medical facilities not inferior to those which the Officer would have been enjoyed in his parent Government but for his deputation.

9. Grant of Gratuity or Pension for injury or Death.

- The Foreign Employer will be responsible for payment of any gratuity or pension that may be admissible under the rules if any injury is sustained or death occurs during the services under the foreign employer.

10. Compensatory allowance.

- The whole expenditure in respect of any compensatory allowance for the period of leave during, and/or at the end of services under the Foreign Employer/borrowing Governments before he joins his parent Government will be borne by the Foreign Employer/borrowing Government.

11. Local Allowance

- The Officer will be entitled to the Local(City) allowance, House rent allowance and other local allowances according to the rules of the foreign Employer/borrowing Government.

12. Bonus

- The Officer will be entitled to the Bonus if any, at the rate as declared and allowed by the Foreign employer to its employees if he opts the scale of pay of the deputation post.

13. **Leave Rules** - The Officer will remain subject to leave Rules applicable to the Service of which she is a member.

14. **Traveling Concession** - The Officer will be entitled to leave Travel Concession from the Foreign Employer/borrowing Government on the scale he is entitled to under the parent Govt. and the cost of such concession will be borne by the foreign Employer/borrowing Government.

15. **Residential Accommodation.** - The Officer will be entitled to the residential accommodation according to the Rules of his parent Government (or the Rules of the Foreign Employer/borrowing Government according to his option to draw his own grade pay or the scale of pay of the deputation post) and the expenditure should be borne by the foreign employer/borrowing Government.

16. **Moveable & Immoveable properties.** The Officer will regularly furnish returns of Moveable and immoveable properties owned by him to his Parent Government.

17. **Commencement & Termination of Deputation Services.** The date of Commencement of the Services on deputation will be the date on the Officer handed over charge of the post in his Parent Department Office and the date of termination, will be the date he takes over charges of the post in his Parent Department Office as provided under FRs & S.Rs.

H. SUN,
Under Secretary to the Govt. of Meghalaya,
Agriculture Department.

The 6th July, 2015.

NO.SUP. 24/2014/7- In exercise of the powers conferred by Sub Section (I) of Section 16 of the National Food Security Act, 2013 (NO.20 of 2013), the Govt. of Meghalaya hereby makes the following rules, namely,-

“The Meghalaya State Food Commission Rules, 2014 ”.

1. Short title , extent and commencement (1) These rules may be called the Meghalaya State Food Commission Rules, 2014.

1)They shall extend to the whole State of Meghalaya.

2) It shall come into force from the date of publication in the Meghalaya Gazette.

2. Definitions :- In these rules unless there is anything repugnant in the subject or context :-

(a) “Act” means the National Food Security Act, 2013.

(b) State Government – means the Government of the State of Meghalaya.

(c) State Commission – means the State Food Commission Constituted under Section 16 of the Act.

(d) All words and expression used and not defined shall have the meaning respectively assigned to them in the Act,

3. Location of the Commission – The State Commission shall be located at the Headquarter of the State at Shillong.

4. Constitution of the Commission – The State Commission shall consist of :-

a. Chairperson.

b. five other Members and

c. a Member Secretary who shall be an officer of the State Govt. not below the rank of Joint Secretary:

Provided that there shall be at least two women whether Chairperson, Member or Member Secretary.

5. Condition for appointment of Chairpersons & Members of the State Commission :- The Chairperson and other Members shall be appointed from amongst persons –

- a. who are or have been Member of the All India Services or any other Civil Services of the Union or State or holding a Civil Post under the Union or State having knowledge and experience in matters relating to food security, policy making and administration in the field of agriculture, civil supplies, nutrition, health or any allied field; or
- b. of eminence in public life with wide knowledge and experience in agriculture, law, human rights, social service, management, nutrition, health, food policy or public administration; or
- c. who have a proven record of work relating to the improvement of the food and nutrition rights of the poor.

6. Tenure of the Chairperson and Members – The Chairperson and Members shall hold office for a term not exceeding 3 (three) years from the date on which he enters upon his office and shall be eligible for reappointment:

Provided that no person shall hold office as the Chairperson or other Member after he/she has attained the age of sixty five years.

7. Functions of the State Commission :-- The State Commission shall undertake the following functions namely :-

- a. monitor and evaluate the implementation of this Act, in relation to the State;
- b. either suo motu or on receipt of complaint inquire into violations of entitlements provided under Chapter II of the Act,
- c. give advice to the State Government on effective implementation of this Act;
- d. give advice to the State Government, their agencies, autonomous bodies as well as non-governmental organizations involved in delivery of relevant services, for the effective implementation of food and nutrition related schemes, to enable individuals to fully access their entitlements specified in this Act.

- e. hear appeals against order of the District Grievances Redressal Officer; and
- f. prepare annual reports which shall be laid before the State Legislature by the State Government.

8. Removal of Chairman and Members of the State Commission :- The State Government may remove from office the Chairperson or Members who –

- a. is or at any time has been adjudged as an insolvent; or
- b. has become physically or mentally incapable of acting as a member; or
- c. has been convicted of an offence which, in the opinion of the State Government, involves moral turpitude; or
- d. has so abused his position as to render his continuation in office detrimental to the public interest.

9. No such Chairperson or Member shall be removed under clause (c) or clause (d) of sub-rule 8 unless he has been given a reasonable opportunity of being heard in the matter.

10. Salaries Honorarium & other allowances of the Chairperson and Members of the State Commission –

- (1) The State Government shall provide for honorarium/salary and allowances of Chairperson and other Members , Member Secretary, support staff and other administrative expenses required for proper functioning of the State Commission as fixed from time to time
- (2) The Chairperson and Members shall be entitled to Travelling and other allowances on official tour at the same rate as admissible to Group -I officers of the State Government.
- (3) The salary or Honorarium as the case may be and other allowances shall be defrayed out of the consolidated Fund of the State by way of appropriation law.

11. Appointment of officer and staff of the State Commission – The State Government shall appoint such officers and staff as may be necessary to assist the State Commission in the day to day work and their salary shall be defrayed out of the Consolidated Fund of the State.
12. Powers relating to inquiries – (1) The State Commission shall, while inquiring into any matter referred to in clause (b) and (e) of sub-section (6) of section 16 , have all the powers of a civil court while trying a suit under the Code of Civil Procedure, 1908, and, in particular, in respect of the following matters, namely –
 - a. summoning and enforcing the attendance of any person and examining him on oath;
 - b. discovery and production of any document;
 - c. receiving evidence on affidavits;
 - d. requisitioning any public record or copy thereof from any court or office; and
 - e. issuing commissions for the examination of witnesses or documents.
13. No act or proceeding of the State Commission shall be invalid merely by reason of –
 - a. any vacancy in, or any defect in the constitution of, the State Commission; or
 - b. any defect in the appointment of a person as the Chairperson or a Member of the State Commission; or
 - c. any irregularity in the procedure of the State Commission not affecting the merits of the case.

P. W. INGY,

Principal Secretary to the Govt. of Meghalaya,
Food Civil Supplies & Consumer Affairs Department.

The 14th July, 2015.

No. Labour 132/82/Pt/226 - In exercise of the powers conferred in sub-section (1) of Section 30 of the Meghalaya Shops and Establishments Act, 2003 (Act No. 4 of 2004), the Governor of Meghalaya is pleased to make the following rules to amend the Meghalaya Shops and Establishments Rules, 2004, namely :-

1. Short title and commencement :- (1) These Rules may be called the Meghalaya Shops and Establishment (Amendment) Rules, 2014.
(2) They shall come into force from the date of publication in the Official Gazette.
2. Amendment of Rule 3 - In Rule 3 of the principal Rules after the words "Schedule-I." the following shall be added, namely.-

"The contents of Form 'A' shall contain, inter-alia, the details of the employer and the employees,"

3. Amendment of Form A - For the existing Form A appended to the principal Rules, the new Form 'A' shall be substituted as follows :

F O R M - A
Application for certificate of Registration of Establishment
(And also periodic renewal thereof)
[See Rule 3, 5 & 7]

The Inspector of Shops and Establishments,

.....
(Here specify the area and the address of the Inspector).

Sir,

I beg to apply for registration /renewal of registration of my establishment for the period of twelve months from to as required, under Sec 3 of the Meghalaya Shops and Establishment Act, 2004 and the rules framed there under.

The required particulars in regard to the establishment are furnished below in the form prescribed for the purpose in Triplicate.

1. NAME OF ESTABLISHMENT, if any.
(in block letters)
2. Postal Address and exact location of the Establishment.
3. Situation of Office, Store, Room, Godown, Warehouse, or Workplace, if attached to the establishment but situated in premises different from those of the establishment.
4. No. and date of previous Certificate of Registration (Certificate to be surrendered with the application for renewal).
5. (a) Name of Employer/Proprietor.
(b) Community
6. (a) Residential address of employer/proprietor
(b) Contact No.
(Attach copy of EPIC/ Ration card / Birth Certificate from the State of origin.)
7. Name of the Manager/Agent/other person acting in the general management, if any, and his address.
8. Name of partners and their residential address (if it a partnership concern).
9. Name and residential address of Directors (if it is a case of limited company).
10. Category of Establishment i.e. whether a Shop, Commercial Establishment, Hotel, Restaurant, Eating house or other place of Amusement or Entertainment.
11. Nature of business.
12. Date of commencement of business establishment.
13. Name of members of the employer's family employed in the establishment and residing with and wholly dependent upon him.

Sl. No.	Name (in Block Letters)	Sex	Age	Relationship	Community	Full Address
1	2	3	4	5	6	7

14. Total Number of Employees (.....No.)

Sl. No.	Name (in Block Letters)	Sex	Age	Community	Present Address in Full	Permanent Address in Full
1	2	3	4	5	6	7

(Attach copy of EPIC/ Ration card / Birth Certificate from the State of origin.)

(Entry not applicable in case of any item of information sought for is not applicable to an establishment).

"I testify that the information furnished above are true to the best of my knowledge and belief".

A copy of the Challan No..... dated Depositing a sum of (Rupees) only at the Treasury at (name of the place) prescribed in Schedule 1 of the Rules is attached for reference and needful.

Reference and needful

Enclosed :

- (1) 3 copies recent passport size Photo
- (2) Attested copy of EPIC.
- (3) Attested copy of Trade License
- (4) Original & Xerox copy of Challan for fees duly paid.

Place:

Yours faithfully,

Date:

Signature of Employer/Proprietor

M. S. RAO,

Principal Secretary to the Govt. of Meghalaya,
Labour Department.